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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/624,272	07/22/2003	Jean-Pierre Lalonde	21819-121CON	7479
31292	7590	01/12/2006	EXAMINER	
CHRISTOPHER & WEISBERG, P.A. 200 EAST LAS OLAS BOULEVARD SUITE 2040 FORT LAUDERDALE, FL 33301			ROLLINS, ROSILAND STACIE	
			ART UNIT	PAPER NUMBER
			3739	

DATE MAILED: 01/12/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

Response to Amendment

The reply filed on October 19, 2005 is not fully responsive to the prior Office Action because of the following omission(s) or matter(s): Applicant has failed to properly elect from the Election of Species dated June 28, 2005. An election is required between the embodiments contained in figures 3-5 **AND** the embodiments contained in figures 6-8. Moreover, Applicant has failed to list claims that are only readable on the elected species. See 37 CFR 1.111. Since the above-mentioned reply appears to be *bona fide*, applicant is given **ONE (1) MONTH or THIRTY (30) DAYS** from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

Response to Arguments

Regarding the argument that the Examiner has impermissibly attempted to shift the initial burden of identifying distinct or independent inventions in Applicants' application, in the Election/Restriction mailed June 28, 2005, Examiner has clearly identified the patentably distinct species of the Application. Figure 2 is "one embodiment" of the coolant system, figure 3 is "another implementation", figure 4 is "still another . . . configuration" and figure 5 is "yet another . . . configuration", as disclosed by Applicant. Moreover, figure 6 "represents a refrigerant subcooler that can be included in the . . . configurations", figure 7 "illustrates another configuration for a subcooler" and figure 8 "illustrates still another configuration", also disclosed by the Applicant.

As stated in the Election/Restriction mailed June 28, 2005, "Applicant is advised that a reply to this requirement must include an identification of the species that is elected consonant with this requirement, and a listing of all claims readable thereon, . . ." Contrary to the arguments provided, the Examiner has fully provided reasons and examples to support the conclusions that the application contains patentably distinct species.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Rosiland S. Rollins whose telephone number is (571) 272-4772. The examiner can normally be reached on Mon.-Fri. 9:00 AM - 6:00 PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Linda C. Dvorak can be reached on (571) 272-4764. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).


Rosiland S Rollins
Primary Examiner
Art Unit 3739